

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
Plaintiff, ) Case No. CR06-26-RSL-JPD  
v. )  
MERHAWI HAILE, ) DETENTION ORDER  
Defendant. )

**Offenses charged:**

Count 1: Conspiracy to Distribute Cocaine Base in violation of 21 U.S.C. §§ 841(a)(1), and 841(b)(1)(A), and 846.

Count 32: Possession of Cocaine Base With Intent to Distribute in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C).

Date of Detention Hearing: February 22, 2006.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds the following:

01           **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

02           (1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant  
03 is a flight risk and a danger to the community based on the nature of the pending charges.

04           (2) Defendant has a past history of a significant number of failures to appear.

05           (3) Defendant has a lengthy, prior, criminal-offense background history.

06           (4) The Assistant United States Attorney proffered that defendant made an attempt  
07 to escape while being arrested on the instant charge.

08           (5) Defendant's background check reveals a prior revocation of probation  
09 supervision.

10           (6) It is alleged that defendant is associated with the East African Posse street gang,  
11 which is reported to be involved heavily in criminal activity, including violent activity, and  
12 possession of firearms. This is part of the conspiracy charge in the first count of the indictment.

13           (7) Defendant has potential substance-abuse issues.

14           (8) There are no conditions or combination of conditions that will reasonably assure  
15 the appearance of defendant as required, or the safety of the community

16           **IT IS THEREFORE ORDERED:**

17           (1) Defendant shall be detained pending trial and committed to the custody of the  
18           Attorney General for confinement in a correction facility separate, to the extent  
19           practicable, from persons awaiting or serving sentences or being held in custody  
20           pending appeal;

21           (2) Defendant shall be afforded reasonable opportunity for private consultation with  
22           counsel;

23           (3) On order of a court of the United States or on request of an attorney for the  
24           government, the person in charge of the corrections facility in which defendant  
25           is confined shall deliver the defendant to a United States Marshal for the purpose  
26           of an appearance in connection with a court proceeding; and

01 (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
02 counsel for the defendant, to the United States Marshal, and to the United States  
03 Pretrial Services Officer.

04 DATED this 23rd day of February, 2006.

05   
06 JAMES P. DONOHUE  
07 United States Magistrate Judge